

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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CHRISTOPHER HEDGES, DANIEL
ELLSBERG, JENNIFER BOLEN, NOAM
CHOMSKY, ALEXA O'BRIEN, US DAY OF
RAGE, KAI WARGALLA, HON. BRIGITTA
JONSDOTTIR M.P.,

Plaintiffs,

v.

BARACK OBAMA, individually and as
representative of the UNITED STATES OF
AMERICA; LEON PANETTA, individually and in
his capacity as the executive and representative of
the DEPARTMENT OF DEFENSE; JOHN
McCAIN, JOHN BOEHNER, HARRY REID,
NANCY PELOSI, MITCH McCONNELL, ERIC
CANTOR, as representatives of the UNITED
STATES OF AMERICA,

Defendants.
----- X

12 Civ. 331 (KBF)

NOTICE OF APPEAL

Notice is hereby given that defendants Barack Obama, individually and as representative of the United States of America; and Leon Panetta, individually and in his capacity as the executive and representative of the Department of Defense, hereby appeal to the United States Court of Appeals for the Second Circuit from the Opinion and Order entered on the docket on September 12, 2012 (the "September 12 Order"), granting plaintiffs' application for a permanent injunction.

Dated: New York, New York
September 13, 2012

Respectfully submitted,

PREET BHARARA
United States Attorney for the
Southern District of New York
Attorney for Defendants

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United States Courthouse
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